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Attorney for Plaintiff

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Attorney for Defendants

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

FOAD ALOWDI,

Plaintiff,

v.

ABLE BUILDING SERVICES dba  
ABM; MANILO GARCIA; ROBERT  
ESQUADA; and DOES 1 through 20,  
inclusive,

Defendants.

Case No. 09-CV-1258

**STIPULATION AND  
[PROPOSED] ORDER  
REGARDING SECOND  
AMENDED COMPLAINT**

WHEREAS Plaintiff FOAD ALOWDI ("Plaintiff") prepared and filed a Second Amended Complaint; and

WHEREAS Defendants ABLE BUILDING SERVICES, MANILO GARCIA and ROBERT ESQUADA ("Defendants") agree that the Second Amended Complaint may be deemed the operative pleading and have no objection to the filing thereof; and

WHEREAS Plaintiff and Defendants agree that the [PROPOSED] Order attached hereto is acceptable and have no objection thereto;

NOW THEREFORE it is So Agreed.

Dated: ~~April~~ \_\_, 2009

May 12

Kletter Law Firm

By: 

Cary S. Kletter  
Attorney for Plaintiff,  
FOAD ALOWDI

Dated: ~~April~~ \_\_, 2009

May 8

Ogletree Deakins Nash Smoak & Stewart

By: 

Charles L. Thompson  
Attorney for Defendant,  
ABLE BUILDING SERVICES

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**[PROPOSED] ORDER  
REGARDING SECOND  
AMENDED COMPLAINT**

WHEREAS Plaintiff FOAD ALOWDI ("Plaintiff") prepared and filed a Second Amended Complaint; and

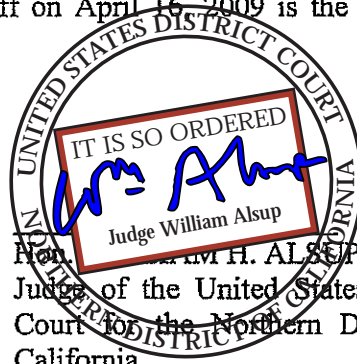
WHEREAS Defendants ABLE BUILDING SERVICES, MANILO GARCIA and ROBERT ESQUADA ("Defendants") agreed that the Second Amended Complaint may be deemed the operative pleading and have no objection to the filing thereof; and

NOW THEREFORE it is Ordered that:

The Second Amended Complaint filed by Plaintiff on April 16, 2009 is the operative pleading for all purposes in this matter.

SO ORDERED.

Dated: May 13, 2009



Hon. William H. ALSUP  
Judge of the United States District  
Court for the Northern District of  
California